

Application No. 10/777,163
Response to Restriction Requirement mailed July 27, 2005

REMARKS

Restriction

In the restriction requirement mailed July 27, 2005, the Examiner indicated that there were two Groups of claims: Group I (claims 1-6, 8-33 and 37) and Group II (claims 34-36). The Examiner indicated that these groups were in combination/subcombination form and that "the combination as claimed does not require the particulars of the subcombination as claimed because the combination does not require that both the tray and the superstructures are formed of corrosion resistant material."

With the present amendment, claim 34 has been amended to recite "the tray and the at least one superstructure are both formed of corrosion-resistant material." Accordingly, it is believed that the Examiner's objection to considering Groups I & II together has been overcome, and the both groups may be examined.

Species Election

In the July 27, 2005 restriction requirement, the Examiner identified the following four "patentably distinct species of the claimed invention" and linked them with the figures as follows:

Species A: Figures 1, 1A, 2 and 11

Species B: Figures 3, 4 and 12

Species C: Figures 5, 6, 9 and 13

Species D: Figures 7, 8 and 14

The Examiner also asked Applicants to: (a) identify which claims belong to which species; and (b) select a single species for prosecution in the application, in case no generic claim was allowed. The Examiner also noted that "[c]urrently, at least claim 1 and 34 are generic."

At the outset, it is noted that some of the claims may incorporate features found in different figures. It is further understood that features found in one figure may be employed in conjunction with other features found in another figure. To expedite prosecution, however, Applicants assign the claims to the various species as follows:

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Species A; Figures 1, 1A, 2 and 11

Claims 1-2, 6, 8-12, 17-22, 24-26, 28-30, 32, 34-37

Species B; Figures 3, 4 and 12

Claims 1, 23, 27, 34

Species C; Figures 5, 6, 9 and 13

Claims 1, 3-5, 13-16, 31, 34

Species D; Figures 7, 8 and 14

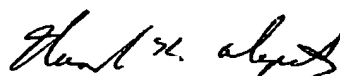
Claims 1, 23, 33, 34

Applicants elect the claims of "Species A" for examination in the present application in the event that no generic claim is allowed.

No fee is believed to be due for this submission. Should a fee be required, the Director is authorized to charge any such fee to Womble Carlyle's Deposit Account No. 09-0528.

Respectfully submitted,

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